

FOURTH DAY

(Tuesday, September 19, 1933)

The House met at 10 o'clock a. m., pursuant to adjournment, and was called to order by Speaker Stevenson.

The roll was called, and the following Members were present:

Mr. Speaker.	Hodges.
Adamson.	Holekamp.
Aikin.	Holland.
Alexander.	Holloway.
Alsup.	Huddleston.
Anderson.	Hughes.
Baker.	Hunt.
Barrett.	Hyder.
Barron.	Jackson.
Beck.	James.
Bedford.	Jefferson.
Bourne.	Johnson
Bradley.	of Anderson.
Burns.	Jones of Atascosa.
Butler.	Jones of Runnels.
Calvert.	Jones of Shelby.
Camp.	Kyle of Hays.
Canon.	Kyle of Palo Pinto.
Cathey.	Laird.
Caven.	Latham.
Celaya.	Lemens.
Chastain.	Leonard.
Clayton.	Lindsey.
Colson.	Long.
Coombes.	Lotief.
Cowley.	Mackay.
Crossley.	Magee.
Daniel.	Mathis.
Davidson.	McClain.
Dean.	McCullough.
Devall.	McGregor.
Dunlap.	McKee.
Dunagan.	Merritt.
Duvall.	Metcalf.
Dwyer.	Mitcham.
Engelhard.	Moffett.
Fain.	Moore.
Few.	Morrison.
Fisher.	Morse.
Ford.	Munson.
Fuchs.	Nicholson.
Glass.	Palmer.
Golson.	Parkhouse.
Good.	Patterson.
Goodman.	Pavlica.
Graves.	Pope.
Greathouse.	Puryear.
Griffith.	Ramsey.
Hankamer.	Ratliff.
Harman.	Ray.
Harris.	Reader.
Hartzog.	Reed of Bowie.
Head.	Reed of Dallas.
Hester.	Renfro.
Hicks.	Riddle.
Hill of Brazoria.	Roberts.
Hill of Webb.	Rogers of Hunt.

Rogers	Sullivant.
of Ochiltree.	Tarwater.
Rollins.	Tennyson.
Ross.	Thomas.
Russell.	Tillery.
Savage.	Townsend.
Scarborough.	Turlington.
Scott.	Van Zandt.
Shannon.	Vaughan.
Shults.	Wagstaff.
Smith.	Walker.
Stanfield.	Weinert.
Steward.	Wells.
Stinson.	Winningham.
Stovall.	Wood.
Stubbeman.	Young.

Absent

Hoskins.

Absent—Excused

Harrison.

Kayton.

Johnson
of Dimmit.

McDougald.

A quorum was announced present.

Prayer was offered by Rev. Geo. W. Coltrin, Chaplain.

LEAVES OF ABSENCE GRANTED

The following Members were granted leaves of absence on account of important business:

Mr. McDougald for today, on motion of Mr. Nicholson.

Mr. Harrison for today and the balance of the week, on motion of Mr. Barron.

APPOINTMENTS ON STANDING COMMITTEES

The Speaker announced the appointment of Hon. H. R. Stovall, of Ellis County, as a member of the Judiciary Committee, instead of Mr. R. B. Anderson, of Johnson County, resigned.

The Speaker announced the appointment of Hon. Frank Stubbeman to serve on all standing committees to which Hon. Frank B. Haag, of Midland County, was assigned during the Regular Session of the Forty-third Legislature.

REQUESTING GOVERNOR TO SUBMIT CERTAIN SUBJECT FOR LEGISLATION

Mr. Long offered the following resolution:

Whereas, Owing to the crowded condition of the calendar during the Regular Session of the Legislature,

the House of Representatives was unable to finally act upon the Judicial Redistricting Bill; and

Whereas, The passage of the Judicial Redistricting Bill is a non-partisan issue; and

Whereas, The people of Texas are entitled to the relief that the Judicial Redistricting Bill would give to them; now, therefore, be it

Resolved by the House of Representatives, That they urgently request the Governor to submit at this Called Session the Judicial Redistricting Bill so that the same may be accomplished at this Session; and, be it further

Resolved, That all the Members voting for this resolution be added to the same, and a copy of this resolution be sent to the Governor.

The resolution was read second time.

Question recurring on the resolution, yeas and nays were demanded.

The resolution was lost by the following vote:

Yeas—55

Adamson.	Jones of Shelby.
Aikin.	Lemens.
Alexander.	Lindsey.
Alsup.	Long.
Baker.	McClain.
Barron.	Merritt.
Bourne.	Mitcham.
Camp.	Morrison.
Cathey.	Munson.
Chastain.	Parkhouse.
Coombes.	Pavlica.
Fain.	Puryear.
Few.	Reader.
Fisher.	Roberts.
Glass.	Rogers of Hunt.
Golson.	Rollins.
Good.	Savage.
Greathouse.	Scott.
Harris.	Steward.
Hartzog.	Sullivant.
Hester.	Tennyson.
Hicks.	Van Zandt.
Hodges.	Vaughan.
Hyder.	Walker.
James.	Weinert.
Jefferson.	Winningham.
Jones of Atascosa.	Wood.
Jones of Runnels.	

Nays—59

Anderson.	Butler.
Barrett.	Calvert.
Beck.	Celaya.
Bedford.	Cowley.
Bradley.	Crossley.

Davidson.	Moore.
Dean.	Morse.
Dunagan.	Nicholson.
Duvall.	Patterson.
Dwyer.	Ratliff.
Ford.	Ray.
Fuchs.	Reed of Bowie.
Goodman.	Reed of Dallas.
Graves.	Renfro.
Griffith.	Riddle.
Head.	Rogers
Hill of Brazoria.	of Ochiltree.
Holekamp.	Ross.
Holloway.	Russell.
Huddleston.	Scarborough.
Hughes.	Shannon.
Kyle of Hays.	Shults.
Laird.	Smith.
Latham.	Stanfield.
Mackay.	Stinson.
Magee.	Stovall.
Mathis.	Tarwater.
McCullough.	Tillery.
McGregor.	Turlington.
McKee.	Wagstaff.

Present—Not Voting

Moffett.

Absent

Burns.	Jackson.
Canon.	Johnson
Caven.	of Anderson.
Clayton.	Kyle of Palo Pinto.
Colson.	Leonard.
Daniel.	Lotief.
Devall.	Metcalf.
Dunlap.	Palmer.
Engelhard.	Pope.
Hankamer.	Ramsey.
Harman.	Stubbleman.
Hill of Webb.	Thomas.
Holland.	Townsend.
Hoskins.	Wells.
Hunt.	Young.

Absent—Excused

Harrison.	Kayton.
Johnson	McDougald.
of Dimmit.	

RESOLUTION SIGNED BY THE SPEAKER

The Speaker signed, in the presence of the House, after giving due notice thereof, and its caption had been read, the following enrolled resolution:

H. C. R. No. 1, In memory of Judge Daniel Franklin Bobbitt.

ADDRESS BY HON. EWING THOMASON

Mr. Metcalfe offered the following resolution:

Whereas, The Hon. R. E. Thomason, of El Paso, Congressman from the Sixteenth District, and a former Speaker of the Texas House of Representatives, is at the Bar of the House; therefore, be it

Resolved, That Mr. Thomason be invited to address the House upon any subject which he may choose.

Signed—Metcalf, Jackson, Clayton, Hankamer, Townsend, Stubbs, Stevenson, Sullivant.

The resolution was read second time, and was adopted.

The Speaker announced the appointment of the following committee to escort Mr. Thomason to the Speaker's stand: Messrs. Metcalf, Jackson, Clayton, Hankamer, Townsend, Stubbs, and Sullivant.

Hon. R. E. Thomason, then being presented by Speaker Stevenson, addressed the House.

INVITING DR. AUBREY WILLIAMS TO ADDRESS THE LEGIS- LATURE

Mr. Savage offered the following resolution:

H. C. R. No. 5, Inviting Dr. Aubrey Williams to address the Legislature.

Whereas, Dr. Aubrey Williams, Regional Field Representative of the Federal Emergency Relief Administration, is in the City of Austin; and

Whereas, Members of the Legislature are desirous of securing all the information possible as to the general need for relief and distribution of same; therefore, be it

Resolved, by the House of Representatives, the Senate concurring, That a Joint Session of both Bodies be set, and is hereby set, on Wednesday, September 20, 1933, at 10:15 o'clock a. m., in the House of Representatives, for the purpose of hearing Dr. Williams discuss these questions of vital importance.

The resolution was read second time, and was adopted.

HOUSE BILL ON FIRST READING

The following House Bill, introduced today, was laid before the House, read first time, and referred to the appropriate committee, as follows:

By Mr. Camp and Mr. Roberts:

H. B. No. 9, A bill to be entitled "An Act amending Article 644, Title 20, Revised Civil Statutes of 1925, by adding thereto a new article, to be known as Article 644-a, so as to provide that in furtherance of the purposes and policies of the National Industrial Recovery Act any department of the State, or the governing body of any subdivision, municipal, corporation or district, and any public officer, or person charged with the letting of certain contracts, may let such contracts only to those persons who agree to use or supply only articles, materials, and supplies mined, produced, manufactured, or supplied by a person who is a party or subject to a code of fair competition, agreement, or license legally approved, prescribed, or issued under the terms of the National Industrial Recovery Act, where such code, agreement, or license has been approved, prescribed, or issued under the terms of such Act, and declaring an emergency."

Referred to Committee on State Affairs.

ADDRESS BY HON. OLAN R. VAN ZANDT

On motion of Mr. McKee, Mr. Van Zandt, who observed his thirteenth wedding anniversary today, was invited to address the House at this time.

Mr. Van Zandt then addressed the House.

ADJOURNMENT

On motion of Mr. Van Zandt, the House, at 11 o'clock a. m., adjourned until 10 o'clock a. m., tomorrow.

APPENDIX

REPORT OF THE COMMITTEE ON ENROLLED BILLS

Committee Room,
Austin, Texas, Sept. 19, 1933.
Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. C. R. No. 1, In memory of Judge Daniel Franklin Bobbitt,

Has carefully compared same, and finds it correctly enrolled.

ROGERS of Hunt, Chairman.

In Memory of Judge W. L. Dean

Mr. Burns offered the following resolution:

Whereas, July 14, 1933, the former Senator, Judge W. L. Dean, of Walker County, Texas, who was a former Member of the Twenty-fifth Session of the Legislature of the State of Texas, and served in the Senate in the State of Texas in the Thirty-fifth and Thirty-sixth Sessions of the Legislature, was called to his eternal reward; and

Whereas, For more than fifty years he has lived in Madison and Walker Counties, rendering outstanding services as a private citizen; and

Whereas, During the time that he served in the Texas Senate he was the author of the Dean Law; and

Whereas, He was offered a place on the Supreme Court of Texas and also offered a place in the Attorney General's Office, and declined both; and

Whereas, Mr. Dean served as President of the Board of Trustees of Southwestern University at Georgetown for many years and gave much time and money to the support of this school; and

Whereas, The Members of this Body are deeply grieved of the passing of this distinguished Member of Texas and faithful former Member of this Body, and sympathize with his friends and members of his family; now, therefore, be it

Resolved by the House of Representatives of the Forty-third Legislature, First Called Session, That we extend our most sincere and deep sympathy in this sad hour, and that a copy of this resolution be spread upon the Journal of the House, and that three copies be furnished the family of the deceased, and that when we adjourn today it be in his memory.

BURNS,
GRAVES
DANIEL,
McCLAIN.

The resolution was read second time.

On motion of Mr. Camp, the names of all the Members of the House were added to the resolution as signers thereof:

Signed—Stevenson, Speaker; Adamson, Aikin, Alexander, Alsup, Anderson, Baker, Barrett, Barron, Beck, Bedford, Bourne, Bradley, Butler, Calvert, Camp, Canon, Cathey, Caven, Celaya, Chastain, Clayton, Colson, Coombes, Cowley, Crossley, Davidson, Dean, Devall, Dunagan, Dunlap, Duvall, Dwyer, Engelhard, Fain, Few, Fisher, Ford, Fuchs, Glass, Golson, Good, Goodman, Greathouse, Griffith, Hankamer, Harman, Harris, Harrison, Hartzog, Head, Hester, Hicks, Hill of Brazoria, Hill of Webb, Hodges, Holkamp, Holland, Holloway, Hoskins, Huddleston, Hughes, Hunt, Hyder, Jackson, James, Jefferson, Johnson of Dimmit, Johnson of Anderson, Jones of Runnels, Jones of Shelby, Jones of Atascosa, Kayton, Kyle of Palo Pinto, Kyle of Hays, Laird, Latham, Lemens, Leonard, Lindsey, Long, Lotief, Magee, Mackay, Mathis, McCullough, McDougald, McGregor, McKee, Merritt, Metcalfe, Mitcham, Moffett, Moore, Morrison, Morse, Munson, Nicholson, Palmer, Parkhouse, Patterson, Pavlica, Pope, Puryear, Ramsey, Ratliff, Ray, Reader, Reed of Bowie, Reed of Dallas, Renfro, Riddle, Roberts, Rogers of Ochiltree, Rogers of Hunt, Rollins, Ross, Russell, Savage, Scarborough, Scott, Shannon, Shults, Smith, Stanfield, Steward, Stinson, Stovall, Stubbeman, Sullivant, Tarwater, Tennyson, Thomas, Tillery, Townsend, Turlington, Van Zandt, Vaughan, Wagstaff, Walker, Weinert, Wells, Wingham, Wood, Young.

The resolution was then unanimously adopted.